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08/19/03
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Date: August 19, 2003

Docket No.: 2870-0264P

MS PATENT APPLICATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a Request for filing a ☐ continuation ☒ divisional
☐ continuation-in-part application under 37 C.F.R. § 1.53(b) of
pending prior Application No. 09/695,864 filed on October 26,
2000, the entire contents of which are hereby incorporated by
reference,
by

Yasuhiro YOSHIOKA and Makoto SUZUKI

for

PHOTOTHERMOGRAPHIC MATERIAL

1. ☒ Enclosed is an application consisting of specification,
claims, declaration and drawings/photographs (if
applicable).
2. ☒ The filing fee has been calculated as follows:

22388 U.S. PTO

10/643221

08/19/03

		LARGE ENTITY		SMALL ENTITY	
BASIC FEE		\$750.00		\$375.00	
NUMBER FILED	NUMBER EXTRA	RATE	FEE	RATE	FEE
TOTAL CLAIMS	19-20 = 0	x 18 =	\$0.00	x 9 =	\$0.00
INDEPENDENT CLAIMS	1-3 = 0	x 84 =	\$0.00	x 42 =	\$0.00
<input checked="" type="checkbox"/> MULTIPLE DEPENDENT CLAIMS PRESENTED		+ \$280.00		+ \$140.00	
TOTAL		\$0.00		\$0.00	

3. ☒ A check in the amount of \$1,030.00 to cover the filing fee and recording fee (if applicable) is enclosed.
4. ☐ Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this request is enclosed.
5. ☒ Enclosed is/are two (2) sheet(s) of formal drawings and/or photographs.
- 6a. ☐ A statement claiming small entity status was filed in prior Application No. 09/695,864 on _____. See the attached copy of the statement claiming small entity status.
- 6b. ☐ The current application qualifies for small entity status.
7. ☒ The prior application is assigned to Fuji Photo Film Co., Ltd.
8. ☐ A Preliminary Amendment is enclosed.
- 9a. ☒ Priority of Application No(s). 304347/1999 and 20744/2000 filed in Japan on October 26, 1999 and January 28, 2000 is/are claimed under 35 U.S.C. § 119. See attached copy of the Letter claiming priority filed in the prior application on October 26, 2000.
- 9b. ☐ Priority of International Appln. _____ filed on _____ under the Patent Cooperation Treaty and _____

Application No. _____ filed in _____ on _____ under 35 U.S.C. § 120 and/or § 119 are hereby reclaimed.

10. ☒ An Information Disclosure Statement and PTO-1449 form(s) are attached hereto for the Examiner's consideration.

11. ☒ Address all future communications to:

BIRCH, STEWART, KOLASCH & BIRCH, LLP
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or

Customer No. 02292

12. ☐ An extension of time for _____ () month(s) until _____ has been submitted in parent Application No. 09/695,864 in order to establish co-pendency with the present application.

13. ☐ Also enclosed herewith is the following:

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By *mp amstey (B Do 46,069)*
Marc S. Weiner, #32,181

PS
MSW/TBS/bsh
2870-0264P

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Attachment(s)